

Department of Corporate Resources

Members of Council

Committee Secretariat

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Your Ref: AT/Council

Date: 7 January 2019

Dear Councillor

MEETING OF COUNCIL – TUESDAY, 15 JANUARY 2019

You are requested to attend the meeting of the Council to be held in the Council Chamber, City Hall, Bradford on Tuesday, 15 January 2019 at 4.00 pm

The agenda for the meeting is set out overleaf.

Yours sincerely



Parveen Akhtar
City Solicitor

Notes:

- ◆ This agenda can be made available in Braille, large print or tape format.
- ◆ The taking of photographs, filming and sound recording of the meeting is allowed except if Councillors vote to exclude the public to discuss confidential matters covered by Schedule 12A of the Local Government Act 1972. Recording activity should be respectful to the conduct of the meeting and behaviour that disrupts the meeting (such as oral commentary) will not be permitted. Anyone attending the meeting who wishes to record or film the meeting's proceedings is advised to liaise with the Agenda Contact who will provide guidance and ensure that any necessary arrangements are in place. Those present at the meeting should be aware that they may be filmed or sound recorded.

The Council's Fire Bell and Evacuation Procedure requires people to leave the building in an orderly fashion by the nearest exit, should the fire alarm sound. No one will be allowed to stay or return until the building has been checked.

Members are reminded that under the Members' Code of Conduct, they must register within 28 days any changes to their financial and other interests and notify the Monitoring Officer of any gift or hospitality received.

AGENDA

A. PROCEDURAL ITEMS

1. DISCLOSURES OF INTEREST

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

Notes:

- (1) *Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) *Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) *Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) *Officers must disclose interests in accordance with Council Standing Order 44.*

2. MINUTES

Recommended –

That the minutes of the meeting held on 11 December 2018 be signed as a correct record (previously circulated).

(Adrian Tumber – 01274 432435)

3. APOLOGIES FOR ABSENCE

**4. WRITTEN ANNOUNCEMENTS FROM THE LORD MAYOR
(Standing Order 4)**

(To be circulated before the meeting).

5. INSPECTION OF REPORTS AND BACKGROUND PAPERS

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Adrian Tumber - 01274 432435)

B. BUSINESS ITEMS

6. PETITIONS (Standing Order 11)

To consider up to five requests for the Council to receive petitions in accordance with Standing Orders.

Ward

- (i) Littlemoor Park – remove from shortlist of sites proposed for a new crematorium. **Queensbury**

If any further requests are received, in writing, by mid-day three working days before the meeting (Thursday), details will be circulated.

(Fatima Butt - 01274 432227)

7. PUBLIC QUESTION TIME (Standing Order 13)

There are no public questions.

(Fatima Butt - 01274 432227)

**8. MEMBERSHIP OF COMMITTEES AND JOINT COMMITTEES
(Standing Order 4)**

To consider any further motions (i) to appoint members to a Committee or a Joint Committee; or (ii) to appoint Chairs or Deputy Chairs of Committees (excluding Area Committees).

9. REPORT BY THE LEADER OF COUNCIL

A written report by the Leader of Council giving an update on key issues will be circulated before the start of the meeting. There shall be a period of up to 15 minutes during which any Member of Council may ask the Leader of the Council (or a Member of the Council nominated by the Leader) a question on any matter arising out of the written report.

10. MEMBER QUESTION TIME (Standing Order 12)

To deal with supplementary questions arising from the attached questions of which written notice has been given.

Notes:

- (i) Answers to written questions shall be circulated at the commencement of the meeting.*
- (ii) The Lord Mayor will have regard to the list of questions and the political composition of the Council in calling on Members to put their supplementary question to the Leader of Council and Portfolio Holders.*
- (iii) A period of up to 30 minutes shall be available for supplementary questions to Members of the Executive.*

QUESTIONS TO MEMBERS OF THE EXECUTIVE

1. Councillor Richard Dunbar

Can the portfolio holder give an explanation of Bradford's Housing First Pilot, anticipated outcomes and what would be needed to successfully roll out the programme?

2. Councillor Debbie Davies

As Bradford is now in joint 125th position (out of 152 local authorities nationally) for combined Reading, Writing and Maths at the end of Key Stage 2, compared to joint 124th position in 2017, can the Portfolio Holder for Education clarify his claim that standards are rising?

3. Councillor Jeanette Sunderland

Can the Portfolio holder confirm if a contract is jointly signed by a Chair of Governors appointed by a local authority to a local authority-run school and a senior employee of the same local authority what is the relationship between the local authority and the contract?

4. Councillor Kevin Warnes

The Leader of Council will be aware that a traffic calming scheme for Caroline Street was finalised, costed against identified funding and endorsed by Cllr Martin Love and myself back in June 2018, yet has not progressed since then. Will the Leader please explain this long delay, publish in full the advice provided to the highways team by heritage officers, and confirm whether or not highways and heritage officers have consulted with relevant external organisations about this scheme?

5. Councillor Michael Stelling

In the interest of public openness and transparency will this Council seek to amend the constitution under section 12 (Member Question Time) item 12.14 for questions submitted under Standing Order 12.5.1 but not included as a nominated priority question, where written answers will be circulated to all members. Priority questions are in the public domain via attendance of meeting, webcast and viewable on the Council website. Will this Council make the non-priority questions submitted accessible in the public domain like the priority questions i.e. - via the Council's website?

6. Councillor Richard Dunbar

Would the Leader agree that the recent 3% rise in train fares is an insult to users considering the overcrowding, cancellations and lack of investment in rail infrastructure?

7. Councillor Carol Thirkill

Can the portfolio holder set out the steps the Council has taken so far to set the right foundations for the children's services improvement plan?

8. Councillor Mike Pollard

Re item reference CS0399 listed in the Capital Investment Plan appended to the Council's 2018/19 Budget Reference Document, could the Leader of the Council please state what real rate of return is being sought on 'Strategic Acquisitions' in, say, Years 1, 5 and 10 after completion of such purchases, taking into account initial fees, ongoing financing costs and any reasonably expected life cycle / replacement costs?

9. Councillor Hassan Khan

Will the portfolio holder tell us how Darley Street and Piccadilly can be transformed under the new plans for that part of town?

10. Councillor Abid Hussain

What plans does the portfolio holder have for business development

zones or other actions to encourage good growth in all parts of the district?

11. Councillor John Pennington

Further to the European Court of Justice ruling in July 2017, that UK local authorities had been incorrectly excluded from a VAT exemption on income from sporting facilities, can the Leader of the Council confirm whether the Council has, like many other councils pursued a rebate and if so in what way will it be used to benefit local residents?

12. Councillor Cath Bacon

Will the Leader join me in thanking Council staff who worked through the Christmas and New Year holiday period to keep important services running particularly for vulnerable people?

13. Councillor Nicola Pollard

Can the Portfolio holder advise Council how many people in the District are receiving care and support from a service that requires improvement, how much of that care and support is being paid for by the Council and at what cost in total per month for each of the last five years?

14. Councillor Taj Salam

Cycling events in recent years have helped to focus the eyes of people around the world on our district. Can the portfolio holder tell us about the UCI World Championships in 2019?

15. Councillor Val Townend

Will the Leader of the Council advise members how much money has been given in total annually to each of the Area Committees over the past 5 years giving a break-down for every Ward in each Area Committee?

16. Councillor Vanda Greenwood

With the grand re-opening of St George's Hall imminent can the portfolio holder tell us how we are marking the re-opening?

17. Councillor Richard Dunbar

Would the Leader set out what we as a Council are doing in conjunction with partners to tackle the harsh realities of climate change in our district?

18. Councillor Mike Ellis

Could the Portfolio Holder for Regeneration, Planning & Transport confirm what action is being considered by this Council to collect glass, paper and food waste separately, to improve quality and increase revenue?

19. Councillor Hassan Khan

Nationally it's a tough time for small businesses and for shops on the high street in particular. Can the portfolio holder tell us what the Council is doing to play its part?

20. Councillor David Warburton

Will the portfolio holder give an update on the development of the new Sedbergh leisure centre?

21. Councillor Jeanette Sunderland

Can the Portfolio holder detail the work he is personally undertaking to resolve the financial and legal problems at Hanson?

22. Councillor Ralph Berry

To the portfolio holder for education, employment and skills – what is the latest progress on the Opportunity Area activities in Bradford District?

23. Councillor Andrew Senior

At a recent planning appeal a senior officer, accompanied by a legal representative were unable to answer questions. Neither could comment on the Core Strategy housing review, Bradford's plans to host new travellers' sites or even give the location of existing ones. Exasperated, the Inspector urged for Council representation back up, but none was available. Why were members of the public so badly represented by salaried Council professionals?

24. Councillor Ralph Berry

Does the portfolio holder share my anger and dismay at the government's latest cuts to councils' public health grants which were bounced out just before Christmas?

25. Councillor Kevin Warnes

How much has consideration of Northcliffe Park as a possible site for a new crematorium cost Bradford Council in terms of officer time and money?

26. Councillor Ralph Berry

Can the portfolio holder outline ways in which Bradford Council can support the growing evidence of the effectiveness of peer mentor support work in the field of mental health and wellbeing?

27. Councillor John Pennington

It has taken the Council 4 months to declare that a £23m refurbishment of two City Centre railway stations must be delayed by a further ten months due to "insufficient expertise" and a "shortage of resources" within Bradford Council. The business case cost has already increased by £110,000, why did it take so long to acknowledge our own shortcomings?

28. Councillor Alan Wainwright

With the Local Government Finance Settlement announced just before Christmas, can the Leader advise what the latest consultation on the "fair funding formula" reveals about Government's thinking?

29. Councillor Cath Bacon

Does the Leader share my severe concern about the latest analysis of DWP data which has found that the vast majority of people being penalised by the government's benefit cap are single mothers?

30. Councillor Riaz Ahmed

Can the Portfolio holder provide details of the work to date to deliver a railway station at Laisterdyke providing where possible estimated costs, funding sources and timescales?

31. Councillor Aneela Ahmed

The LGA has said adult social care services face a £3.5bn funding gap by 2025 due to government cuts and rising demand. Can the portfolio holder set out how we are working to improve the quality of social care for vulnerable adults despite these huge challenges?

32. Councillor Val Townend

Given that it has been claimed that lives are being put at risk by a third of unsafe taxis on the district's roads failing basic safety tests, can the Leader of the Council explain what measures have been taken to rectify this problem and when does she anticipate that all vehicles will be road-worthy?

33. Councillor Angela Tait

Can the portfolio holder for healthy people and places tell us what events and activities we have to look forward to in 2019 to boost tourism in our district?

34. Councillor Rizwana Jamil

Can the portfolio holder tell us how much household recycling we achieve as a district, what are the challenges and are we heading in the right direction?

35. Councillor John Pennington

Could the Leader of the Council confirm why the residents of static caravans have to vacate for a period each year, when they pay Council Tax?

36. Councillor Geoff Reid

Can the Portfolio holder explain why are there still no street lights on Tunwell Street, Eccleshill to replace the two that were removed by the developer?

37. Councillor Nazam Azam

Will the portfolio holder give an update on the council's latest activities to support community cohesion in Bradford District?

38. Councillor Andrew Senior

Could the Portfolio Holder for Environment, Sport and Culture confirm whether we have the result on the review of the outdoor sports fields on the new Low Moor site- in the full council meeting it was highlighted?

39. Councillor Tess Peart

Will the portfolio holder tell us how we work with partners to deliver more affordable housing in the district?

11. RECOMMENDATIONS FROM THE EXECUTIVE AND COMMITTEES (Standing Order 15)

11.1 RECOMMENDATION FROM THE CORPORATE OVERVIEW AND SCRUTINY COMMITTEE - OVERVIEW AND SCRUTINY COMMITTEE ANNUAL REPORT 2017/18

At the meeting of the Corporate Overview and Scrutiny Committee on 13 December 2018 the Chair presented the Overview and Scrutiny Annual Report. It was,

Resolved –

That the Annual Overview and Scrutiny Report for 2017/18 be referred to Council for consideration.

The Annual Report is attached (**Document “R”**) for approval.

(Mustansir Butt – 01274 432574)

11.2 ANY FURTHER RECOMMENDATIONS

To consider any further recommendations arising from meetings of the Executive and Committees held after the publication of this agenda and prior to the Council meeting.

(Adrian Tumber – 01274 432435)

12. NOTICES OF MOTION (Standing Order 17)

To consider the attached motions of which notice has been given.

12.1 CLIMATE EMERGENCY

To be moved by Councillor Kevin Warnes
Seconded by Councillor Martin Love

Council notes that the ‘Special Report on Global Warming of 1.5°C’, published by the Intergovernmental Panel on Climate Change in October 2018, (a) describes the enormous harm that a 2°C rise is likely to cause compared with a 1.5°C rise, and (b) confirms that limiting Global Warming to 1.5°C may still be possible with ambitious action from national and sub-national authorities, civil society and the private sector.

Council welcomes recent climate action by the London Mayor and Assembly, leading UK local authorities including Bristol and Manchester, and other city authorities around the world to declare -

and commit resources to tackling - our 'Climate Emergency'.

Council notes our own January 2010 energy procurement motion, passed with all-party support, which resolved that Bradford Council would:

a) reduce its overall use of gas, electricity and heating oil by at least 20% by 2020 in a way that also delivered an overall cut of at least 20% in the carbon emissions associated with these sources of energy, using 2005 as a baseline year;

b) ensure that at least 20% of the current energy requirements of the Council's estate were met by renewable energy by 2020, preferably sourced within the District;

c) ensure that these targets were included in the Council's Climate Change Strategy that was scheduled for completion in June 2010, and that this Strategy would also include the minimum target for 2020 of a 40% cut in the Council's overall carbon emissions (including schools), using 2005 as a baseline year;

d) work with the District's Environment Partnership in 2010 to ensure that the Partnership adopted the minimum target of a 40% cut in District-wide carbon emissions by 2020, using 2005 as a baseline year, and that any annual targets finalised in subsequent Local Area Agreements or their equivalents from 2011 onwards would be consistent with this overarching goal.

Council notes that the Environment and Waste Management Overview and Scrutiny Committee adopted two wide-ranging Link Member Reports in 2009 and 2013 which provided detailed recommendations for achieving the Council's carbon reduction targets adopted in January 2010.

Council notes that significant progress has been made towards achieving our carbon reduction and renewable energy targets set out in 2010, but expresses concern that these targets have not yet been fully achieved and that Bradford Council has not finalised a carbon reduction plan for 2020 and beyond.

Council acknowledges that we must show more ambitious civic leadership in response to the challenges of global warming and climate change, specifically in relation to (a) reducing our own greenhouse gas emissions, and (b) encouraging and enabling our community and

private organisations based in Bradford District to do likewise.

Council acknowledges that 'business as usual' is not an option in the face of the climate emergency and that we may need to strategically reassess and adjust the scope of our current activities in order to make the transition to a low-carbon society by 2030.

Council therefore:

- 1) joins London, Bristol, Manchester and other UK local authorities in declaring a 'Climate Emergency';
- 2) commits to becoming a carbon-neutral organisation by 2030 (including Scope 1, Scope 2 and Scope 3 emissions as defined by the Greenhouse Gas Protocol);
- 3) requests that the Leader of Council reports back to Council within six months with an Action Plan and 'roadmap' to ensure that Bradford Council becomes a carbon-neutral organisation by 2030;
- 4) requests that the Leader of Council reports back to Council within six months with detailed information about how the Council will work with partners across the Leeds City Region and with central government to seek to ensure that Bradford District's net carbon emissions (Scope 1, Scope 2 and Scope 3) are reduced by 90% by 2030 compared to 2005 levels;
- 5) requests that the Chief Executive establishes a 'Bradford District Climate Change Board' before the end of 2019, equivalent to that of Manchester, to underpin our efforts to decarbonise Bradford District;
- 6) requests that the Chief Executive writes to the government requesting (a) additional powers and funding to make our 2030 target possible and (b) that ministers work with other governments to ensure that the UK maximizes carbon reduction by 2030 in line with the overriding need to limit global warming to a maximum of 1.5°C.

12.2 SHOPPERS' PARKING

To be moved by Councillor John Pennington
Seconded by Councillor Rebecca Poulsen

Council notes:

- steady decline in high street retail
- subsequent increase in vacant retail units in cities, towns and villages etc
- Council's commitment to the regeneration of the City Centre

- increasing importance of business rates as an income stream to the Council
- the increasing use of free / discounted parking schemes, by local authorities keen to see their city and town centres have every available competitive advantage at their disposal

Council resolves:

- to require the Director of Place to undertake a feasibility study regarding the provision of a variety of free and discounted parking schemes for shoppers across the district
- the detailed, costed alternatives to be provided for consideration by the council at a Council meeting within 6 months

This Council acknowledges that local town centres in the District are dependent for their vitality on high street shops which consist mainly of independent traders. This Council also accepts that the traditional high street is experiencing unprecedented competition from the internet and that this, together with recent business rate re-evaluation and uncertainty around Brexit has created the potential for business failures.

This Council will evaluate its proposed intention to raise parking charges across the district to ensure that its actions will not exacerbate the already precarious trading environment.

12.3 TACKLING LITTERING

To be moved by Councillor Debbie Davies
Seconded by Councillor Jackie Whiteley

Council welcomes:

- The news that private firm 3GS has been significantly more effective in tackling littering than the Council ever was – there has been an increase from just 2 prosecutions in 2016 to 849 in 2018.
- The increase in income from fixed penalty notices for litter from £1700 in 2016 to £38,195 in 2018.

Notes that:

- Clean streets are vital if we want to raise Bradford's profile as a desirable place to live and to create a positive first impression for visitors and businesses considering relocating to the district.
- 3GS primarily operates in city and town centres meaning little or

no enforcement in villages and suburbs and the proposed cuts in the street cleansing budget will hit these areas hardest.

- Effective action needs to be a combination of enforcement, education and practical work picking up litter.

Resolves:

- The Council considers in more detail the negative impact of its proposed cuts to the street cleansing budget and ensures the income from fixed penalty notices for litter go directly into street cleansing.
- Council investigate whether 3GS can be used more widely; covering areas other than just city and town centres.
- Any available external funds are applied for, noting that the Council failed to apply for the government's Litter Innovation Fund which could have brought in an additional £10,000 of funding and helped to recruit voluntary litter pickers.
- Community Payback is used more effectively to pick up litter, especially in areas not benefiting from the actions of 3GS.

12.4 COUNCIL PREPARATIONS FOR BREXIT

To be moved by Councillor Susan Hinchcliffe

Seconded by Councillor Imran Khan

Given the fast moving political environment nationally it is difficult to predict with certainty what kind of deal (or no deal) is going to be agreed with the EU. The situation changes daily. Regardless, the Council must continue its preparedness to support the district to transition, whatever the outcome. Using the latest information available, we ask the Chief Executive to prepare a report on our plans as a Council to support the district now and into the future post-Brexit. This should include an update on how we are supporting our own valued council staff who originate from other EU countries. This report should be sent to Corporate Overview and Scrutiny for recommendations in the first instance.

12.5 ANTI SOCIAL USE OF FIREWORKS

To be moved by Councillor Brendan Stubbs

Seconded by Councillor Jeanette Sunderland

For many residents across the district, the anti-social use of fireworks is a blight on their lives. Despite changes to regulations governing the sellers, times of use and types of fireworks available it is still common to hear fireworks used beyond the curfews set down in law.

Many families enjoy the use of fireworks to celebrate significant family events, religious and cultural celebrations in addition to November 5th

and New Year's Eve. The overwhelming majority of residents in the district act within the regulations this motion seeks to tackle the few who do not.

This Council welcomes the work carried out in the run-up to the 2018 bonfire night that saw the Council officers, Police, Trading standards and many members of the public working in partnership to disrupt any nuisance, protect people and property for harm and resulted in lower levels of disturbance to many residents.

This Council Notes

- Over the years there has been a tightening of restrictions around the sale, storage and use of fireworks through both acts of parliament and regulations.
- In 2018 two petitions to Parliament with over 400,000 signatures needed to trigger a debate on further changes to regulations. The November petition was signed by almost 300,000 over 2500 residents in Bradford district amongst them.
- Over the 2018 bonfire night period, there were 30 attacks on police and fire service detailed in a recent council report to councillors.
- There are various means by which the anti-social use of fireworks can be tackled including Penalty Notices for Disorder, ASBO, ABC's and Various offences with sentences up to £5000 fines or 6-month imprisonment.

The Council Resolves to

- Extend the partnership working in place over the whole year to tackle the anti-social use of fireworks throughout the year with a particular focus on the use of fireworks beyond the 11 pm curfew and sale of fireworks by unlicensed traders.
- Lobby Government to amend the regulations on labelling fireworks so that each firework is bar-coded to aid investigation and prosecution of those who misuse fireworks.

12.6 VIOLENCE AGAINST THE COMMUNITY

To be moved by Councillor John Pennington

Seconded by Councillor Rebecca Poulsen

Council notes:

- the steady increase in violent crimes (those which often cause most distress to the victims) committed within the Bradford District

- the recent spate of thefts of Charity Collection Boxes from retail outlets across the district, resulting in some stores ceasing to have one and unable to afford window repairs
- that some businesses are repeatedly targeted / victimised by copycat crime
- the damage that crime causes to the appeal of the district, as a home and a workplace etc
- the dissatisfaction of some residents unable to get through to the Police 101 service
- The absence of and or the quality of response from the West Yorkshire Police & Crime Commissioner
- affected businesses sometimes cease to trade or relocated due to the fear and cost of crime

Council resolves to:

- Encourage victims to speak out and provide support to them when they do
- Write to the Home Office to call for increased funding for 101 / Crime Stoppers
- Consider the introduction of zero tolerance policing methods in Bradford District.
- Encourage schools to compliment academic teaching with the teaching of the need for people to make good choices in life, understanding their responsibilities to become good citizens.
- Utilise crime data to inform decisions regarding the provision of crime and anti social behaviour projects to benefit residents, visitors and businesses alike.

13. THE BRADFORD EDUCATION COVENANT

1 - 20

This report of the Strategic Director Children's Services (**Document "S"**) provides a summary of the progress of the Education Covenant since the last report in January 2018 with a focus on the continued development of the core offer, youth voice, stakeholder's involvement in determining the priorities for this academic year, school engagement and impact and the Bradford for Teaching programme.

Recommended –

- (1) That Council considers the report and endorse the progress of the work

- (2) That Council commends the work of our community partners with Bradford's children and young people undertaken as part of the Covenant
- (3) That members promote the Education Covenant in their networks.

(Jenny Cryer – 01274 434333)

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER